


IN THE UNITED STATES DISTRICT COURT **FILED BY**  **D.C.**  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

**05 AUG 23 AM 6:52**

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SMITH & NEPHEW, INC.,

Plaintiff,

VS.

NO. 02-2873-Ma

SYNTHESES (U.S.A.), ET AL.,

Defendants.

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THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TENN. MEMPHIS

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ORDER ON PENDING MOTION

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On November 15, 2004, defendants filed a motion for leave to file replies to plaintiff's opposition to motion for summary judgment (D.E. # 193). Defendants filed their reply on November 17, 2004, (D.E. #199). All pending motions for summary judgment were resolved by the court's order entered on December 2, 2004, (D.E. #203). The motion for leave to file replies (D.E. #193) is therefore moot and is denied.

On December 13, 2004, defendants filed two motions *in limine* (D.E. #216 and D.E. #217). The motions *in limine* were resolved orally on the record during the course of the trial. The motions

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with Rule 56 and/or 79(a) FRCP on 8-24-05

*in limine* (D.E. #216 and D.E. #217) are, therefore, moot.

It is so ORDERED this 22<sup>nd</sup> day of August, 2005.

A handwritten signature in black ink, appearing to read 'S. H. Mays, Jr.', written in a cursive style.

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SAMUEL H. MAYS, JR.  
UNITED STATES DISTRICT JUDGE



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Honorable Samuel Mays  
US DISTRICT COURT